

Docket No.: 06727/0205099-US0
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Oz Cabiri et al.

Application No.: 10/596,971

Confirmation No.: 3402

Filed: June 30, 2006

Art Unit: N/A

For: PRESSURE-PROPELLED SYSTEM FOR
BODY LUMEN

Examiner: Not Yet Assigned

INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Information Disclosure Statement is submitted in accordance with 37 C.F.R. 1.97, 1.98, and it is requested that the information set forth in this statement and in the listed documents be considered during the pendency of the above-identified application, and any other application relying on the filing date of the above-identified application or cross-referencing it as a related application.

1. This IDS should be considered, in accordance with 37 C.F.R. 1.97, as it is filed:
(Check one of the boxes A-D)

- ☐ A. within three months of the filing date of the above-identified national application or within three months of the entry into the national stage of the above identified national application
- ☒ B. before the mailing date of a first office action on the merits, or a first office action after filing a request for continued examination.
- ☐ C. after (A) and (B) above, but before final rejection or allowance, and Applicants have made the necessary statement in box "i" below or paid the necessary fee in box "ii" below.

Application No.: 10/596,971

Docket No.: 06727/0205099-USO

(check one of the boxes "i" and "ii" below:)

- ☐ i. Counsel states that, upon information and belief, each item of information listed herein was (check one of boxes (a) or (b))
- ☐ (a) first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS; or
- ☐ (b) not cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of undersigned after making reasonable inquiry, was not known to any individual designated in 1.56(c) more than three months prior to the filing of this IDS.
- ☐ ii. A check for the fee set forth in 1.17(p), presently believed to be \$180, is enclosed.
- ☐ D. after (A), (B) and (C) above, but before payment of the issue fee: Applicant petitions under 37 C.F.R. 1.97(d) for the consideration of this IDS. Under 37 CFR 1.17(i) a check in the amount of \$180.00 is enclosed. Counsel certifies that, upon information and belief, each item of information listed herein was

(check one of the boxes "a" and "b" below:)

- ☐ (a) first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS; or
- ☐ (b) was not cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of undersigned after making reasonable inquiry, was not known to any individual designated in 1.56(c) more than three months prior to the filing of this IDS.

2. In accordance with 37 C.F.R. 1.98, this IDS includes a list (e.g., form PTO/SB/08) of all patents, publications, or other information submitted for consideration by the office, either incorporated into this IDS or as an attachment hereto. A copy of each document listed is attached, except as explained below.

(check boxes A, B and/or C and fill in blanks, if appropriate.)

Application No.: 10/596,971

Docket No.: 06727/0205099-USO

- ☒ A. Pursuant to the 37 C.F.R. § 1.98(a)(2)(ii), a copy/copies of the U.S. Patent(s) and/or U.S. Patent Application Publication(s) on PTO/SB08 is/are not being submitted.
- ☐ B. Document(s) _____ is (are) deemed substantially cumulative to document(s) _____, and, in accordance with 1.98(c), only a copy of each of the latter documents is enclosed.
- ☐ C. Certain documents were previously cited by or submitted to the Office in the following prior applications, which are relied upon under 35 U.S.C. 120:

<<INSERT SERIAL NO. & FILING DATE>>

Applicant identifies these documents by attaching hereto copies of the forms PTO-892, PTO-1449 and/or PTO/SB/08 from the files of the prior application(s) or a fresh PTO/SB/08 listing these documents, and request that they be considered and made of record in accordance with 1.98(d). Per 37 CFR 1.98(d), copies of these documents need not be filed in this application.

- ☒ 3. Cite No(s). BH and BI are not in the English language. In accordance with 1.98(c), Applicant states:
- ☒ An English translation of BH (or of the pertinent portions thereof), or a copy of each corresponding English-language patent or application, or English-language abstract (or claim) is enclosed.
- ☐ The requirement for a concise explanation of the relevance of any foreign language document is satisfied by the attached search report; citation of the documents cited in the search report shall not be construed as an admission that they are or are considered to be, material to patentability of the subject matter claimed herein (See MPEP §609).
- ☐ A concise explanation of the relevance of document(s) _____ is set forth as follows: [Insert concise explanation of relevance]
- ☐ A concise explanation of the relevance of document(s) _____ can be found on page(s) _____ of the specification.
- ☐ A concise explanation of document(s) _____ can be found on the attached sheet.

Application No.: 10/596,971

Docket No.: 06727/0205099-USO

- ☒ 4. No explanation of relevance is necessary for documents in the English language (see reply to Comments 67 in the preamble to the final rules; 1135 OG 13 at 20).
- ☐ 5. Other information being provided for the examiner's consideration follows:

[A/An _____ Search Report, dated _____, which issued during the prosecution of _____ Application No. _____ which corresponds to the present application.]

6. In accordance with 37 C.F.R. 1.97(g) and (h), the filing of this IDS should not be construed as a representation that a search has been made or that information cited is, or is considered to be, material to patentability as defined in §1.56 (b), or that any cited document listed or attached is (or constitutes) prior art. Unless other-wise indicated, the date of publication indicated for an item is taken from the face of the item and Applicant reserves the right to prove that the date of publication is in fact different.

Early and favorable consideration is earnestly solicited.

The Commissioner is authorized to charge any deficiency of up to \$300.00 or credit any excess in this fee to Deposit Account No. 04-0100.

Dated: February 5, 2007

Respectfully submitted,

By 

S/ Peter Ludwig

Registration No.: 25,351

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PTO/SB/08A/B (09-06)

Approved for use through 03/31/2007. OMB 0681-0031

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Substitute for form 1449/PTO			Complete if Known		
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)			Application Number	10/596,971-Conf. #3402	
			Filing Date	June 30, 2006	
			First Named Inventor	Oz Cabiri	
			Art Unit	N/A	
			Examiner Name	Not Yet Assigned	
Sheet	1	of	3	Attorney Docket Number	06727/0205099-US0

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.*	Document Number Number/Kind Code* (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA*	US-4,077,610-B1	03/1978	Masuda	
	AB*	US-4,530,698-B1	07/1985	Goldstein et al.	
	AC*	US-4,971,034-B1	11/1990	Doi et al.	
	AD*	US-4,976,524-B1	12/1990	Chiba	
	AE*	US-5,398,670-B1	03/1995	Ortiz et al.	
	AF*	US-5,804,531-B1	02-18-1997	Iddan et al.	
	AG*	US-5,910,105-B1	08/1999	Swain et al.	
	AH*	US-6,028,719-B1	02/2000	Beckstead et al.	
	AI*	US-6,157,018-B1	12/2000	Ishiguro et al.	
	AJ*	US-6,333,826-B1	12/2001	Charles	
	AK*	US-6,341,044-B1	01/2002	Driscoll, Jr. et al.	
	AL*	US-6,356,296-B1	03/2002	Driscoll, Jr. et al.	
	AM*	US-6,373,842-B1	04/2002	Wallerstein et al.	
	AN*	US-6,388,820-B1	05/2002	Wallerstein et al.	
	AO*	US-6,424,377-B1	07/2002	Driscoll, Jr. et al.	
	AP*	US-6,449,103-B1	09/2002	Charles	
	AQ*	US-6,459,451-B1	10/2002	Driscoll, Jr. et al.	
	AR*	US-6,483,032-B1	10/2002	Wallerstein et al.	
	AS*	US-6,517,477-B1	02/2003	Wendlandt	
	AT*	US-6,527,705-B1	03/2003	Ouchi	
	AU*	US-6,597,520-B1	07/2003	Wallerstein et al.	
	AV*	US-6,611,282-B1	08/2003	Trubko et al.	
	AW*	US-6,695,771-B1	02/2004	Takada	
	AX*	US-6,702,734-B1	03/2004	Kim et al.	
	AY*	US-6,704,148-B1	03/2004	Kumata	
	AZ*	US-6,764,441-B1	07/2004	Chief et al.	
	AA1*	US-6,786,864-B1	09/2004	Matsuura et al.	
	AB1*	US-6,800,056-B1	10/2004	Tartaglia et al.	
	AC1*	US-6,827,718-B1	12/2004	Hutchins et al.	
	AD1*	US-6,837,846-B1	01/2005	Jaffe et al.	
	AE1*	US-20020012059-A1	01-31-2002	Wallerstein et al.	
	AF1*	US-20020108772-A1	08-15-2002	Kuriyama et al.	
	AG1*	US-20020108773-A1	08-15-2002	Kuriyama et al.	
	AH1*	US-6,130,783	10-10-2000	Yagi et al.	
	AI1*	US-20030074015-A1	04-17-2003	Nakao	
	AJ1*	US-6,439,032	08-27-2002	Lehmann et al.	
	AK1*	US-20030191369-A1	10-09-2003	Arai et al.	
	AL1*	US-20030225433-A1	12-04-2003	Nakao	
	AM1*	US-20040004836-A1	01-08-2004	Dubuc	
	AN1*	US-20040111010-A1	06-10-2004	Nishiie	
	AO1*	US-20040199087-A1	10-07-2004	Swain et al.	
	AP1*	US-20040199088-A1	10-07-2004	Bakos et al.	
	AQ1*	US-20040199198-A1	10-07-2004	Ravo	
	AR1*	US-20040204702-A1	10-14-2004	Ziegler et al.	
	AS1*	US-20040249247-A1	12-09-2004	Iddan	

Examiner Signature	/Manuel Mendez/	Date Considered	07/05/2010
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ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /M.M./

PTO/SB08AB (09-06)

Approved for use through 03/31/2007. OMB 0661-0031

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Substitute for form 1449/PTO		Complete if Known	
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		First Named Inventor	Oz Cabiri
		Art Unit	N/A
		Examiner Name	Not Yet Assigned
Sheet	2	of	3
		Attorney Docket Number	06727/0205099-US0

	AT1*	US-20040260150-A1	12-23-2004	Bernstein	
	AU1*	US-4,838,859-B1	06/1989	Strassmann	
	AV1*	US-6,974,441-A1	12-13-2005	Ravo et al.	
	AW1	US-5,728,068	03-17-1998	Leone et al.	
	AX1*	US-3,924,625	12/1975	Peterson	
	AY1*	US-5,364,353	11/1994	Corfittsen, et al.	
	AZ1*	US-5,509,371	04-23-1996	Phillips	
	AA2*	US-6,422,889	07/2002	Hektner	
	AB2*	US-5,395,332	03-07-1995	Ressemann et al.	
	AC2*	US-5,863,284	01-26-1999	Klein	
	AD2*	US-20030208219-A1	11-06-2003	Aznoian et al.	
	AE2*	US-6,832,323-A1	01-27-2005	James	
	AF2*	US-4,066,070-B1	01/1978	Utsugi	
	AG2*	US-4,561,427-B1	12/1985	Takada	
	AH2*	US-6,071,234-B1	06/2000	Takada	
	AI2*	US-6,332,885-B1	12/2001	Borody et al.	
	AJ2*	US-3,895,537	07-22-1975	Choy	
	AK2*	US-5,353,807	10/1994	DeMarco	
	AL2*	US-5,906,357	05-25-1999	Munson, Sr.	
	AM2*	US-4,596,381	06-24-1986	Hamrick	
	AN2*	US-20040143161-A1	07-22-2004	Baror et al.	
	AO2*	US-6,824,510-B1	11/2004	Kim et al.	
	AP2*	US-20030181788-A1	09-25-2003	Yokoi et al.	
	AQ2*	US-6,648,814-B1	11/2003	Kim et al.	
	AR2*	US-5,588,968-A	12/1996	Grundl et al.	
	AS2*	US-3,315,713-B1	11/2001	Takada	
	AT2*	US-6,537,206-B1	03/2003	Takada	
	AU2*	US-8,866,628-A1	03-15-2005	Long et al.	
	AV2*	US-5,571,114-B1	11/1996	Devanaboyina	
	AW2	US-6,682,479	01-27-2004	Takahashi et al.	
	AX2*	US-6,814,728-A1	11-09-2004	Ouchi et al.	
	AY2*	US-6,911,005-A1	06-28-2005	Ouchi et al.	
	AZ2*	US-5,984,860	11-16-1999	Shan	
	AA3*	US-6,709,388	03-23-2004	Mosse et al.	
	AB3*	US-20050095200-A1	05-05-2005	Schwarzberg	
	AC3*	US-20050038317-A1	02-17-2005	Ratnakar	
	AD3*	US-6,869,393-A1	03-22-2005	Butler et al.	
	AE3*	US-5,941,815	08-24-1999	Chang	
	AF3*	US-5,879,325	03-09-1999	Lindstrom et al.	
	AG3*	US-6,646,818-A1	11-11-2003	Doi et al.	

Examiner Signature	/Manuel Mendez/	Date Considered	07/05/2010
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PTO/SB/08A/B (09-06)
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Sheet	3	of	3
		Attorney Docket Number	06727/0205099-USO

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No.	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	†
		Country Code§	Number¶ Kind Code§ (if known)				
	BA	WO-01/68540-A2		09-20-2001	Friend		
	BB	WO-02/059676-A1		08-01-2002	Wave Group Ltd.		
	BC	WO-02/075348-A2		09-26-2002	Wave Group Ltd.		
	BD	WO-03/026272-A2		03-27-2003	Wave Group Ltd.		
	BE	WO-03/046830-A2		06-05-2003	Wave Group Ltd.		
	BF	WO-03/053225-A1		07-03-2003	Endogene Pty. Ltd.		
	BG	WO-04/010858-A2		02-05-2004	GI View Ltd.		
	BH	EP-0267446		05-18-1988	Wedel GmbH Co Medizintech		✓
	BI	FR-1465723		03-30-1967	Aisthom Cgee		

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP §909. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. †Applicant's unique citation designation number (optional). ‡See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP §901.04. §Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ¶For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. §Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. †Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials	Cite No. [†]	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			T [‡]
	CA	U.S. Provisional Patent Application No. 60/571,438 filing date May 14, 2004.			
	CB	U.S. Provisional Patent Application No. 60/607,986 filing date September 8, 2004.			
	CC	U.S. Provisional Patent Application No. 60/652,049.			

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP §909. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

†Applicant's unique citation designation number (optional). ‡Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature	/Manuel Mendez/	Date Considered	07/05/2010
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ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /M.M./